IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.4577 of 2002.
IN
FIRST APPEAL NO. 1661 OF 2006.

Office notes, office memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders.

Shri G.S.Hegde for the Applicant.

Shri T.J.Mendon for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 2nd August, 2006.

P.C.:

1. The Applicant has deposited with the Tribunal a sum of Rs.42,012/-. Considering the controversy involved in the Appeal, the Civil Application is disposed of by the following order:

i)) The Respondent is permitted to withdraw a sum of Rs.10,000/- without furnishing any security subject to filing an undertaking to the Tribunal to bring back the amount with appropriate rate of interest in case of the Applicant succeeding in this Appeal.

ii) The Respondent will be permitted to withdraw a further sum of Rs.12,000/- on furnishing security to the satisfaction of

the learned Member of the Tribunal.

iii) The balance amount will be invested by the learned Member in fixed deposit in any nationalised bank initially for a period of three years and thereafter the fixed deposit shall be renewed from year to year till disposal of the Appeal.

Judge.